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Attorneys for the Menu Foods Limited

IN THE UNITED STATES DISTRICT COURT CIRCUIT

FOR THE WESTERN DISTRICT OF PENNSYLVANIA

LORI L. WILSON, DONALD WILSON and DELORES WILSON, his wife, and RUTH BEAL, on behalf of themselves and all others similarly situated, Plaintiffs, vs. MENU FOODS, LIMITED, a foreign corporation, Defendant.	CIVIL NO. 2:07-cv-01218-JFC (Class Action) STIPULATION BETWEEN PLAINTIFFS AND DEFENDANT; CERTIFICATE OF SERVICE

STIPULATION BETWEEN PLAINTIFFS AND DEFENDANT

WHEREAS, Plaintiff Lori L. Wilson initiated this products liability action against Menu Foods Limited ("Menu Foods") in the Court of Common Pleas of Fayette County, Pennsylvania, Civil Division, entitled *Lori L Wilson v. Menu Foods Limited, a foreign corporation*, No. 1098 of 2007, G.D., on April 27, 2007;

WHEREAS, on August 21, 2007, Plaintiff amended her Complaint to add, *inter alia*, class action allegations, as well as three additional plaintiffs (Donald Wilson, Delores Wilson and Ruth Beal) (collectively, Plaintiffs");

WHEREAS, Menu Foods removed this action to the United States District Court for the Western District of Pennsylvania on September 10, 2007;

WHEREAS, this case is one of over one-hundred actions filed in or removed to federal courts throughout the country seeking damages arising from the alleged manufacture, distribution and/or sale of pet food products by and through Menu Foods and other defendants (the "Pet Food Recall Cases");

WHEREAS, on June 19, 2007 the Judicial Panel on Multidistrict Litigation ("JPML") issued a Transfer Order, pursuant to 28 U.S.C. § 1407, transferring certain Pet Food Recall Cases to the District of New Jersey, before the Honorable Noel L. Hillman (collectively known as MDL 1850 - *In re Pet Food Products Liability Litigation*), for coordinated or consolidated pretrial proceedings (attached hereto as Exhibit A);

WHEREAS, Menu Foods will notify the JPML of this case as a potential tag-along action;

WHEREAS, the parties expect the this case to be transferred by the JPML to the District of New Jersey for coordinated pre-trial proceedings in the matter of *In re Pet Food Products Liability Litigation*;

IT IS HEREBY AGREED AND STIPULATED, by and between Plaintiffs and Menu Foods, that:

1. The parties consent to the transfer of this action by the JPML to the District of New Jersey, pursuant to 28 U.S.C. § 1407, for coordinated or consolidated pretrial proceedings

consistent with any orders issued by the JPML in the matter of *In re Pet Food Products Liability Litigation*, MDL 1850;

2. All deadlines in this matter, including the deadlines for the parties to respond to the complaint, participate in class certification and other pretrial proceedings, shall be stayed pending the transfer of this case for coordinated pretrial proceedings to the District of New Jersey; and

3. Menu Foods shall respond to Plaintiffs' complaint as directed by the MDL Court.

Dated this 13th day of September, 2007.

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Dated this __ day of September, 2007.

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